

JOHN BALAZS, Bar #157287  
Attorney At Law  
916 2nd Street, Suite F  
Sacramento, California 95814  
Telephone: (916) 447-9299  
[John@Balazslaw.com](mailto:John@Balazslaw.com)

**Attorney for Defendant  
AMY POLNOFF**

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, ) No. 05-128-LKK  
Plaintiff, )  
v. )  
JAMES S. KALFSBEEK, et. al., ) STIPULATION AND ORDER  
Defendants. )  
) Date: May 20, 2008  
) Time: 9:30 a.m.  
) Hon. Lawrence K. Karlton

Defendants, through their respective counsel, and the United States, through its counsel, hereby stipulate and request that the Court continue the status conference in the above-captioned case from February 12, 2008, to **May 20, 2008, at 9:30 a.m.**

The Superseding Indictment in this case charges the defendants with one count of conspiracy (18 U.S.C. § 371), 14 counts of mail fraud (18 U.S.C. § 1341), 8 counts of wire fraud (18 U.S.C. § 1343), 7 counts of engaging in monetary transactions in criminally derived property (18 U.S.C. § 1957), and 3 counts of money laundering and aiding and abetting (18 U.S.C. § 1956(a)(1)(B)(i) and §2).

To date, defense counsel have received approximately 2,530 documents in discovery and have been provided access to a warehouse where the government has stored an additional approximately 400,000 documents. The defense has also received mirror imaged contents of computers seized in this case. Two counsel, John Balazs and Bruce

1 Locke, have been appointed approximately ten months ago (May 11, 2007) and six months  
2 ago (July 30, 2007), respectively. All defense counsel are in the process of reviewing  
3 discovery, conducting necessary investigation, and otherwise preparing a defense to the  
4 charges. All of the defendants are out of custody.

5 The Court has previously made a finding that this case is “complex” under the  
6 Speedy Trial Act and has excluded time on this ground through February 12, 2008. This  
7 continuance is requested because defendants’ counsel need additional time to prepare,  
8 including reviewing discovery, identifying and interviewing potential witnesses,  
9 conducting legal research, and identifying potential motions to be filed. Further, the  
10 parties are in the process of attempting to negotiate a “global” settlement in this case . For  
11 these reasons, the parties stipulate and request that the Court exclude time within which the  
12 trial must commence under the Speedy Trial Act from February 12, 2008 through May 20,  
13 2008, for defense preparation and complexity under 18 U.S.C. § 3161(h)(8)(B)(ii) and (iv)  
14 (local codes T2 and T4).

15 Respectfully submitted,

16 Dated: February 4, 2008

17 /s/ John Balazs  
18 JOHN BALAZS  
19 Attorney for Defendant  
AMY POLNOFF

20 Dated: February 4, 2008

21 /s/ Scott L. Tedmon  
22 SCOTT L. TEDMON  
23 Attorney for Defendant  
JAMES KALFSBEEK

24 Dated: February 4, 2008

25 /s/ Dwight M. Samuel  
DWIGHT M. SAMUEL  
26 Attorney for Defendant  
KURT LAKOTA

1 Dated: February 4, 2008

2 /s/ Robert J. Peters  
3 ROBERT J. PETERS  
Attorney for Defendant  
SHERWOOD T. RODRIGUEZ

4 Dated: February 4, 2008

5 /s/ Candace A. Fry  
6 CANDACE A. FRY  
Attorney for Defendant  
LOUISE RENFRO

7 Dated: February 4, 2008

8 /s/ Joseph J. Wiseman  
9 JOSEPH J. WISEMAN  
Attorney for Defendant  
DONNA ROWE

10 Dated: February 4, 2008

11 /s/ Bruce Locke  
12 BRUCE LOCKE  
Attorney for Defendant  
DAVID POLNOFF

13 Dated: February 4, 2008

14 /s/ James Greiner  
15 JAMES R. GREINER  
16 Attorney for Defendant  
17 BLANCHE PATRICIA HASSALL

18 Dated: February 4, 2008

19 By: /s/ R. Steven Lapham  
20 R. STEVEN LAPLHAM  
Assistant U.S. Attorney

## ORDER

21 **IT IS SO ORDERED.** For the reasons stated above, the Court finds that the needs  
22 of defense counsel to prepare outweigh the public and the defendants' interest in a speedy  
23 trial, and therefore the continuance and exclusion of time are in the interest of justice.

24 Dated: February 5, 2008

25   
26 LAWRENCE K. KARLTON  
27 SENIOR JUDGE  
28 UNITED STATES DISTRICT COURT